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mike@employlegal.com

5  
6 Attorney for Plaintiff JASONE WATKINS

7 **UNITED STATES DISTRICT COURT**

8 **CENTRAL DISTRICT OF CALIFORNIA**

9  
10 JASONE WATKINS,

11 Plaintiff,

12 v.

13 G4S SECURE SOLUTIONS  
14 (USA) INC.; and DOES 1 through  
20, inclusive,

15 Defendants.

16 CASE NO.: CV 18-08739-CJC (JEMx)

17 **THIRD AMENDED COMPLAINT  
FOR:**

18 1. Wrongful Demotion in Violation of  
Public Policy  
2. Retaliation in Violation of Labor Code s.  
1102.5  
3. Discrimination in Violation of FEHA  
4. Failure to Prevent Discrimination in  
Violation of FEHA  
5. Harassment in Violation of FEHA  
6. Failure to Prevent Harassment in  
Violation of FEHA  
7. Retaliation in Violation of FEHA  
8. Failure to Engage in the Interactive  
Process  
9. Failure to Provide Reasonable  
Accommodation  
10. Labor Code s. 6310

22 **DEMAND FOR JURY TRIAL**

23 Plaintiff JASONE WATKINS for his Complaint against G4S SECURE SOLUTIONS  
24 (USA) INC.; and DOES 1 through 20, inclusive, hereby complains and alleges as  
25 follows:  
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COMPLAINT FOR DAMAGES

#### **PARTIES, JURISDICTION AND VENUE**

1. Plaintiff Jasone Watkins was at all times relevant to the matters alleged in this complaint an individual with his residence in California.

2. Plaintiff is informed and believes and thereon alleges that the fictitiously-named Defendants sued herein as Does 1 through 20 inclusive, and each of them, are in some manner responsible for the occurrences, acts, and omissions alleged herein and that Plaintiff's damages were proximately caused by their conduct. The true names and capacities of such fictitiously-named Doe Defendants, whether individual, corporate, partnership, associate or otherwise, are presently unknown to Plaintiff, and Plaintiff will seek leave of the Court to amend this Complaint to assert the true names and capacities of such fictitiously-named Defendants when the same have been ascertained. For convenience, each reference to the named Defendant herein shall also refer to Does 1 through 20, inclusive.

3. Plaintiff is informed and believes and thereon alleges that in committing certain acts herein as alleged, some or all of the Defendants herein named were acting as the agents, joint ventures, partners, representatives, subsidiaries, affiliates and/or employees of some or all of the other Defendants, and that some or all of the conduct of such Defendants, as complained of herein, was within the course and scope of such relationship.

4. Pursuant to Article VI, Section 10 of the California Constitution, subject matter jurisdiction is proper in the Superior Court of California, County of Los Angeles.

5. Pursuant to Section 395 of the California Code of Civil Procedure, venue is proper in the Superior Court of California for the County of Los Angeles, because the Defendant conducted business in Los Angeles County.

## **FACTUAL BACKGROUND**

6. Defendant G4S Secure Solutions employed Plaintiff as a security guard in Los Angeles from in or around September, 2017, to Summer, 2018. Plaintiff is not currently employed by Defendant.

7. During Plaintiff's (African-American) employment, in a continuing violation from December, 2017, to Summer, 2018, Defendant's management and employees, including Plaintiff's supervisor, created a hostile work environment by making racial slurs to Plaintiff (including without limitation that Plaintiff should instead work as a "basketball player" and go back to "Ethiopia"), harassing physical conduct including without limitation pointing a finger in Plaintiff's face, and other actions to exclude Plaintiff such as removing Plaintiff's lunch from his desk and not allowing him to sit down at all during his job.

1       8.     Defendant did not engage in such conduct toward similarly situated  
2 employees who, based on Plaintiff's knowledge and on information and belief, were  
3 not African American.  
4

5       9.     Following Plaintiff's complaints about the harassment, Defendant  
6 required Plaintiff to stand in his position in violation of California's suitable seating  
7 laws despite previously allowing Plaintiff to sit in his position from September, 2017  
8 to June 26, 2018. As a result, Plaintiff developed a disability of excruciating physical  
9 pain which interfered with his ability to work and engage in other physical actions  
10 beginning June 26, 2018.  
11

12      10.    As a result of Plaintiff's disability, Plaintiff requested reasonable  
13 accommodation including without limitation the opportunity to sit during parts of his  
14 job from June 26, 2018, through the remainder of his employment in Summer, 2018.  
15

16      11.    Defendants failed to engage in any interactive process to determine what  
17 accommodations known or should be known to the employer nor did Defendant  
18 accommodate Plaintiff's request for a seat nor provide any other reasonable  
19 accommodation in a continuing violation from June 26, 2018 through the remainder of  
20 his employment in Summer, 2018.  
21

22      12.    Plaintiff complained to Defendant's management about racial  
23 discrimination/harassment, disability discrimination/failure to accommodate, violation  
24  
25

1 of California's suitable seating laws, and an unsafe work environment in or around  
2 June-July, 2018.

3       13. Within close time proximity (less than three months) following Plaintiff's  
4 complaints in or around June-July, 2018, Defendant's management, with knowledge  
5 of Plaintiff's complaints, required he stand at his post, removed Plaintiff from his post,  
6 suspended Plaintiff, wouldn't allow Plaintiff to return to work, demoted Plaintiff,  
7 reduced Plaintiff's schedule, reduced Plaintiff's compensation, and failed to provide  
8 Plaintiff a raise he was qualified for and otherwise would have earned beginning on  
9 June 26, 2018 and continuing through the remainder of employment.

10      14. On August 7, 2018, Plaintiff filed a charge with the Department of Fair  
11 Employment and Housing ("DFEH") containing claims reasonably related to the above  
12 referenced Fair Employment and Housing Act violations and obtained a right-to-sue  
13 letter. The charge and right to sue letter are attached hereto as Exhibit A.

14      15. On June 25, 2019, Plaintiff filed an amended DFEH Charge containing  
15 claims reasonably related to the above referenced Fair Employment and Housing Act  
16 violations, which is attached hereto as Exhibit B.

17      16. On June 25, 2019, Plaintiff filed a new DFEH charge containing claims  
18 reasonably related to the above referenced Fair Employment and Housing Act  
19 violations and received another right to sue letter, which are attached hereto as Exhibit  
20 C.

**FIRST CAUSE OF ACTION**  
**(Wrongful Demotion/Suspension in Violation of Public Policy)**  
**(Against All Defendants)**

17. Plaintiff re-alleges and incorporates all paragraphs of this Complaint as though fully set forth herein.

18. Defendant's actions constitute wrongful demotion/suspension in violation of the public policy.

19. As a proximate result of the aforesaid acts of Defendants, Plaintiff has suffered actual, consequential and incidental financial losses, including without limitation, loss of salary and benefits, and the intangible loss of employment related opportunities in his field and damage to his professional reputation, emotional distress, and seeks punitive damages all in an amount subject to proof at the time of trial.

**SECOND CAUSE OF ACTION**  
**(Retaliation in Violation of Labor Code s. 1102.5)**  
**(Against All Defendants)**

20. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

21. Defendants' actions constitute retaliation in violation of Labor Code s.  
1102.5

22. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

23. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress, and mental pain and anguish all to his damage in an amount according to proof at trial.

24. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**THIRD CAUSE OF ACTION**  
**(Discrimination in Violation of FEHA)**  
**(Against All Defendants)**

25. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

26. Defendants' actions constitute discrimination in violation of the Fair Employment and Housing Act ("FEHA").

27. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial

28. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to his damage in an amount according to proof at trial

29. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**FOURTH CAUSE OF ACTION**  
**(Failure to Prevent Discrimination in Violation of FEHA)**  
**(Against All Defendants)**

30. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

31. Under FEHA, it is unlawful for an employer to fail to take all reasonable steps to prevent discrimination.

32. Defendants had knowledge and/or reasonable notice of the discrimination that took place against Plaintiff and failed to prevent such.

33. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

34. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to his damage in an amount according to proof at trial.

35. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**FIFTH CAUSE OF ACTION**  
**(Harassment in Violation of FEHA)**  
**(Against All Defendants)**

36. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

37. Defendants' actions constitute harassment in violation of the Fair Employment and Housing Act ("FEHA").

38. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

39. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to her damage in an amount according to proof at trial.

40. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**SIXTH CAUSE OF ACTION**  
**(Failure to Prevent Harassment in Violation of FEHA)**  
**(Against All Defendants)**

41. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

42. Defendants' knew or should have known about its harassment toward Plaintiff and failed to prevent it.

43. Defendants' actions constitute failure to prevent harassment in violation of the Fair Employment and Housing Act ("FEHA").

44. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

45. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to his damage in an amount according to proof at trial.

46. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**SEVENTH CAUSE OF ACTION**  
**(Retaliation in Violation of FEHA)**  
**(Against All Defendants)**

47. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

48. Defendants' actions constitute retaliation in violation of the Fair Employment and Housing Act ("FEHA").

49. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

50. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to his damage in an amount according to proof at trial.

51. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**EIGHTH CAUSE OF ACTION**  
**(Failure to Engage in the Interactive Process in Violation of FEHA)**  
**(Against All Defendants)**

52. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

53. Defendants' actions constitute failure to engage in the interactive process in violation of the Fair Employment and Housing Act ("FEHA").

54. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

55. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to her damage in an amount according to proof at trial.

56. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**NINTH CAUSE OF ACTION**  
**(Failure to Provide Reasonable Accommodation in Violation of FEHA)**  
**(Against All Defendants)**

57. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

58. Defendants' actions constitute failure to provide reasonable accommodation in violation of FEHA

59. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial

60. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress and mental pain and anguish all to his damage in an amount according to proof at trial

61. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

**TENTH CAUSE OF ACTION**  
**(Retaliation in Violation of Labor Code s. 6310)**  
**(Against All Defendants)**

62. Plaintiff re-alleges and incorporates by reference all paragraphs of this Complaint as though fully set forth herein.

63. Defendants' actions constitute retaliation in violation of Labor Code s.  
6310.

64. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered and continues to suffer a loss in earnings and other employment benefits according to proof at time of trial.

65. As a proximate result of the wrongful conduct of Defendants, Plaintiff has suffered humiliation, emotional distress, and mental pain and anguish all to his damage in an amount according to proof at trial.

66. In doing the acts herein alleged, Defendants acted with oppression, malice, and/or conscious disregard of Plaintiff's rights and Plaintiff is therefore entitled to punitive damages.

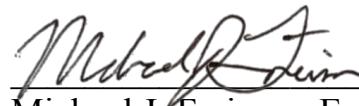
## PRAYER FOR RELIEF

WHEREFORE, Plaintiff prays for judgment against Defendants as follows:

1. For payment of earned wages, withheld earnings, and other damages  
2 according to proof in an amount to be ascertained at trial;
3. For payment of all statutory obligations and penalties as required by law;
4. For penalties, special damages, compensatory, and general damages in  
5 an amount to be proven at trial;
6. For punitive damages as allowed by law;
7. Loss of income incurred and to be incurred according to proof;
8. For reasonable attorneys' fees by statute and contract;
9. For costs of suit incurred herein;
10. For interest provided by law;
11. All damages and penalties pursuant to Labor Code;
12. For restitution and other equitable relief; and
13. For such other and further relief as the court deems just and proper.

14 Dated: June 25, 2019

15 By: LAW OFFICE OF MICHAEL FREIMAN

16   
17 Michael J. Freiman, Esq.  
18 Attorney for Plaintiff Jasone Watkins

19 **DEMAND FOR JURY TRIAL**

20 Plaintiff Jasone Watkins demands a jury trial.

21 Dated: June 25, 2019

22 By: LAW OFFICE OF MICHAEL FREIMAN

23   
24 Michael J. Freiman, Esq.  
25 Attorney for Plaintiff Jasone Watkins

**EX A**



STATE OF CALIFORNIA | Business, Consumer Services and Housing Agency

## DEPARTMENT OF FAIR EMPLOYMENT & HOUSING

2218 Kausen Drive, Suite 100 | Elk Grove CA 95758  
(800) 884-1684 | TDD (800) 700-2320  
<http://www.dfeh.ca.gov> | email: [contact.center@dfeh.ca.gov](mailto:contact.center@dfeh.ca.gov)

GOVERNOR EDMUND G. BROWN JR.  
DIRECTOR KEVIN KISH

August 7, 2018

Jasone Watkins  
c/o Law Office of Michael Freiman, 100 Wilshire Blvd. Suite 700  
Santa Monica, California 90401

RE: **Notice of Case Closure and Right to Sue**  
DFEH Matter Number: 201808-03149307  
Right to Sue: Watkins / G4S SECURE SOLUTIONS (USA) INC.

Dear Jasone Watkins,

This letter informs you that the above-referenced complaint was filed with the Department of Fair Employment and Housing (DFEH) has been closed effective August 7, 2018 because an immediate Right to Sue notice was requested. DFEH will take no further action on the complaint.

This letter is also your Right to Sue notice. According to Government Code section 12965, subdivision (b), a civil action may be brought under the provisions of the Fair Employment and Housing Act against the person, employer, labor organization or employment agency named in the above-referenced complaint. The civil action must be filed within one year from the date of this letter.

To obtain a federal Right to Sue notice, you must contact the U.S. Equal Employment Opportunity Commission (EEOC) to file a complaint within 30 days of receipt of this DFEH Notice of Case Closure or within 300 days of the alleged discriminatory act, whichever is earlier.

Sincerely,

Department of Fair Employment and Housing

1                   **COMPLAINT OF EMPLOYMENT DISCRIMINATION**  
2                   **BEFORE THE STATE OF CALIFORNIA**  
3                   **DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**  
4                   **Under the California Fair Employment and Housing Act**  
5                   **(Gov. Code, § 12900 et seq.)**

6                   **In the Matter of the Complaint of**

7                   Jasone Watkins

DFEH No. 201808-03149307

8                   Complainant,

9                   vs.

10                  G4S SECURE SOLUTIONS (USA) INC.  
11                  1395 University Blvd.  
12                  Jupiter, Florida 33458

13                  Respondents

---

14                  1. Respondent **G4S SECURE SOLUTIONS (USA) INC.** is an **employer** subject to  
15                  suit under the California Fair Employment and Housing Act (FEHA) (Gov. Code, §  
16                  12900 et seq.).

17                  2. Complainant **Jasone Watkins**, resides in the City of **Santa Monica** State of  
**California**.

18                  3. Complainant alleges that on or about **August 7, 2018**, respondent took the  
19                  following adverse actions:

20                  **Complainant was harassed** because of complainant's race, ancestry, national  
21                  origin (includes language restrictions), color, genetic information or characteristic,  
22                  disability (physical or mental), medical condition (cancer or genetic characteristic),  
23                  association with someone of a protected class.

24                  **Complainant was discriminated against** because of complainant's race, ancestry,  
25                  national origin (includes language restrictions), color, genetic information or  
26                  characteristic, disability (physical or mental), medical condition (cancer or genetic  
27                  characteristic) and as a result of the discrimination was denied hire or promotion,  
28                  reprimanded, denied equal pay, suspended, denied or forced transfer, demoted,  
                asked impermissible non-job-related questions, denied a work environment free of  
                discrimination and/or retaliation, denied any employment benefit or privilege, denied  
                reasonable accommodation for a disability, denied work opportunities or  
                assignments.

1           **Complainant experienced retaliation** because complainant reported or resisted  
2 any form of discrimination or harassment, participated as a witness in a  
3 discrimination or harassment claim, requested or used a disability-related  
4 accommodation and as a result was denied hire or promotion, reprimanded, denied  
5 equal pay, suspended, denied or forced transfer, demoted, asked impermissible  
6 non-job-related questions, denied a work environment free of discrimination and/or  
7 retaliation, denied any employment benefit or privilege, failed to give equal  
considerations in making employment decisions, denied reasonable accommodation  
for a disability, partial recommendation for subsequent employment in retaliation for  
filing discrimination or harassment complaints.

8           **Additional Complaint Details:** Respondent subjected Claimant to  
9 discrimination/harassment/retaliation on the aforementioned bases and in retaliation  
10 for Claimant's opposition to discrimination/harassment/retaliation. Respondent  
removed Claimant from his post, reduced his schedule, transferred, failed to  
promote, failed to increase pay, decreased pay, demoted, suspended, failed to  
provide seating, subjected Claimant to an unsafe work environment, suspended,  
threatened to terminate, and subjected Claimant to a hostile work environment.  
Respondent subjected Claimant to a hostile work environment on the bases of his  
race/color/national origin/ancestry and disability/perceived disability/request for  
accommodation through slurs, exclusion, insults, exclusion, and retaliation.

1 VERIFICATION

2 I, **Michael Freiman**, am the **Attorney** in the above-entitled complaint. I have read the  
3 foregoing complaint and know the contents thereof. The matters alleged are based  
4 on information and belief, which I believe to be true.

5 On August 7, 2018, I declare under penalty of perjury under the laws of the State of  
6 California that the foregoing is true and correct.

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Los Angeles, CA

**EX B**

1                   **COMPLAINT OF EMPLOYMENT DISCRIMINATION**  
2                   **BEFORE THE STATE OF CALIFORNIA**  
3                   **DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**  
4                   **Under the California Fair Employment and Housing Act**  
5                   **(Gov. Code, § 12900 et seq.)**

6                   **In the Matter of the Complaint of**

7                   Jasone Watkins

DFEH No. 201808-03149307

8                   Complainant,

9                   vs.

10                  G4S SECURE SOLUTIONS (USA) INC.  
11                  1395 University Blvd.  
12                  Jupiter, Florida 33458

13                  Respondents

---

14                  1. Respondent **G4S SECURE SOLUTIONS (USA) INC.** is an **employer** subject to  
15                  suit under the California Fair Employment and Housing Act (FEHA) (Gov. Code, §  
16                  12900 et seq.).

17                  2. Complainant **Jasone Watkins**, resides in the City of **Santa Monica** State of  
**California**.

18                  3. Complainant alleges that on or about **June 25, 2019**, respondent took the  
19                  following adverse actions:

20                  **Complainant was harassed** because of complainant's race, ancestry, national  
21                  origin (includes language restrictions), color, genetic information or characteristic,  
22                  disability (physical or mental), medical condition (cancer or genetic characteristic),  
23                  association with someone of a protected class.

24                  **Complainant was discriminated against** because of complainant's race, ancestry,  
25                  national origin (includes language restrictions), color, genetic information or  
26                  characteristic, disability (physical or mental), medical condition (cancer or genetic  
27                  characteristic) and as a result of the discrimination was denied hire or promotion,  
28                  reprimanded, denied equal pay, suspended, denied or forced transfer, demoted,  
                asked impermissible non-job-related questions, denied a work environment free of  
                discrimination and/or retaliation, denied any employment benefit or privilege, denied  
                reasonable accommodation for a disability, denied work opportunities or  
                assignments.

1           **Complainant experienced retaliation** because complainant reported or resisted  
2 any form of discrimination or harassment, participated as a witness in a  
3 discrimination or harassment claim, requested or used a disability-related  
4 accommodation and as a result was denied hire or promotion, reprimanded, denied  
5 equal pay, suspended, denied or forced transfer, demoted, asked impermissible  
6 non-job-related questions, denied a work environment free of discrimination and/or  
7 retaliation, denied any employment benefit or privilege, failed to give equal  
considerations in making employment decisions, denied reasonable accommodation  
for a disability, partial recommendation for subsequent employment in retaliation for  
filing discrimination or harassment complaints.

8           **Additional Complaint Details:** Respondent subjected Claimant to  
9 discrimination/harassment/retaliation on the aforementioned bases and in retaliation  
10 for Claimant's opposition to discrimination/harassment/retaliation. Respondent  
removed Claimant from his post, reduced his schedule, transferred, failed to  
promote, failed to increase pay, decreased pay, demoted, suspended, failed to  
provide seating, subjected Claimant to an unsafe work environment, suspended,  
threatened to terminate, and subjected Claimant to a hostile work environment.  
Respondent subjected Claimant to a hostile work environment on the bases of his  
race/color/national origin/ancestry and disability/perceived disability/request for  
accommodation through slurs, exclusion, insults, physical intimidation, exclusion,  
and retaliation.

15           Defendant G4S Secure Solutions employed Plaintiff as a security guard in Los  
16 Angeles from in or around September, 2017, to Summer, 2018. Plaintiff is not  
17 currently employed by Defendant.

18           During Plaintiff's (African-American) employment, in a continuing  
19 violation from December, 2017, to Summer, 2018, Defendant's management and  
employees, including Plaintiff's supervisor, created a hostile work environment by  
making racial slurs to Plaintiff (including without limitation that Plaintiff should instead  
work as a "basketball player" and go back to "Ethiopia"), harassing physical  
conduct including without limitation pointing a finger in Plaintiff's face, and other  
actions to exclude Plaintiff such as removing Plaintiff's lunch from his desk and not  
allowing him to sit down at all during his job. Defendant did not engage in such  
conduct toward similarly situated employees who, based on Plaintiff's knowledge  
and on information and belief, were not African American.

24           Following Plaintiff's complaints about the harassment, Defendant required Plaintiff to  
25 stand in his position in violation of California's suitable seating laws despite  
previously allowing Plaintiff to sit in his position from September, 2017 to June 26,

1 2018. As a result, Plaintiff developed a disability of excruciating physical pain which  
2 interfered with his ability to work and engage in other physical actions beginning  
June 26, 2018.

3 As a result of Plaintiff's disability, Plaintiff requested reasonable  
4 accommodation including without limitation the opportunity to sit during parts of his  
job from June 26, 2018, through the remainder of his employment in Summer, 2018.

5 Defendants failed to engage in any interactive process to determine what  
6 accommodations known or should be known to the employer nor did Defendant  
7 accommodate Plaintiff's request for a seat nor provide any other reasonable  
8 accommodation in a continuing violation from June 26, 2018 through the remainder  
of his employment in Summer, 2018.

9 Plaintiff complained to Defendant's management about racial  
10 discrimination/harassment, disability discrimination/failure to accommodate, violation  
11 of California's suitable seating laws, and an unsafe work environment in or around  
June-July, 2018.

12 Within close time proximity (less than three months) following Plaintiff's complaints in  
13 or around June-July, 2018, Defendant's management, with knowledge of Plaintiff's  
complaints, required he stand at his post, removed Plaintiff from his post, suspended  
14 Plaintiff, wouldn't allow Plaintiff to return to work, demoted Plaintiff, reduced  
15 Plaintiff's schedule, reduced Plaintiff's compensation, and failed to provide Plaintiff a  
raise he was qualified for and otherwise would have earned beginning on June 26,  
2018 and continuing through the remainder of employment.

16 Defendants did not engage in such conduct toward similarly situated employees  
17 who, based on Plaintiff's knowledge and on information and belief, were not African  
18 American, disabled or regarded as disabled, or who had not complained about  
violations of the law or who had not requested a reasonable accommodation.

19 Defendants failed to conduct an adequate investigation into Plaintiff's  
20 complaints. Defendants actions constitute harassment/discrimination/retaliation on  
the bases of race/ancestry/color/national origin/disability, opposition to  
21 harassment/discrimination/retaliation, request/exercise of reasonable  
accommodation, and opposition to/disclosure of/refusal to perform violations of the  
law and workplace safety violations.

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1 VERIFICATION

2 I, **Michael Freiman**, am the **Attorney** in the above-entitled complaint. I have read the  
3 foregoing complaint and know the contents thereof. The matters alleged are based  
on information and belief, which I believe to be true.

4 On June 25, 2019, I declare under penalty of perjury under the laws of the State of  
5 California that the foregoing is true and correct.

6 **Los Angeles, CA**

**EX C**



STATE OF CALIFORNIA | Business, Consumer Services and Housing Agency

GAVIN NEWSOM, GOVERNOR

KEVIN KISH, DIRECTOR

## DEPARTMENT OF FAIR EMPLOYMENT & HOUSING

2218 Kausen Drive, Suite 100 | Elk Grove | CA | 95758  
(800) 884-1684 (Voice) | (800) 700-2320 (TTY) | California's Relay Service at 711  
<http://www.dfeh.ca.gov> | Email: [contact.center@dfeh.ca.gov](mailto:contact.center@dfeh.ca.gov)

June 25, 2019

Jasone Watkins  
100 Wilshire Blvd. Ste 700  
Santa Monica, California 90401

RE: **Notice of Case Closure and Right to Sue**  
DFEH Matter Number: 201906-06625525  
Right to Sue: Watkins / G4S SECURE SOLUTIONS (USA) INC.

Dear Jasone Watkins,

This letter informs you that the above-referenced complaint was filed with the Department of Fair Employment and Housing (DFEH) has been closed effective June 25, 2019 because an immediate Right to Sue notice was requested. DFEH will take no further action on the complaint.

This letter is also your Right to Sue notice. According to Government Code section 12965, subdivision (b), a civil action may be brought under the provisions of the Fair Employment and Housing Act against the person, employer, labor organization or employment agency named in the above-referenced complaint. The civil action must be filed within one year from the date of this letter.

To obtain a federal Right to Sue notice, you must contact the U.S. Equal Employment Opportunity Commission (EEOC) to file a complaint within 30 days of receipt of this DFEH Notice of Case Closure or within 300 days of the alleged discriminatory act, whichever is earlier.

Sincerely,

Department of Fair Employment and Housing

1                   **COMPLAINT OF EMPLOYMENT DISCRIMINATION**  
2                   **BEFORE THE STATE OF CALIFORNIA**  
3                   **DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING**  
4                   **Under the California Fair Employment and Housing Act**  
5                   **(Gov. Code, § 12900 et seq.)**

6                   **In the Matter of the Complaint of**

7                   **Jasone Watkins**

DFEH No. 201906-06625525

8                   Complainant,

9                   vs.

10                  G4S SECURE SOLUTIONS (USA) INC.  
11                  1395 University Blvd.  
12                  Jupiter, Florida 33458

13                  Respondents

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14                  1. Respondent **G4S SECURE SOLUTIONS (USA) INC.** is an **employer** subject to  
15                  suit under the California Fair Employment and Housing Act (FEHA) (Gov. Code, §  
16                  12900 et seq.).

17                  2. Complainant **Jasone Watkins**, resides in the City of **Santa Monica** State of  
**California**.

18                  3. Complainant alleges that on or about **June 25, 2019**, respondent took the  
19                  following adverse actions:

20                  **Complainant was harassed** because of complainant's race, ancestry, national  
21                  origin (includes language restrictions), color, disability (physical or mental), medical  
22                  condition (cancer or genetic characteristic), association with a member of a  
23                  protected class.

24                  **Complainant was discriminated against** because of complainant's race, ancestry,  
25                  national origin (includes language restrictions), color, disability (physical or mental),  
26                  medical condition (cancer or genetic characteristic), association with a member of a  
27                  protected class and as a result of the discrimination was denied hire or promotion,  
28                  reprimanded, denied equal pay, suspended, demoted, asked impermissible non-job-  
                related questions, denied a work environment free of discrimination and/or  
                retaliation, denied any employment benefit or privilege, denied reasonable  
                accommodation for a disability, denied work opportunities or assignments, denied or  
                forced to transfer.

1           **Complainant experienced retaliation** because complainant reported or resisted  
2 any form of discrimination or harassment, requested or used a disability-related  
3 accommodation, participated as a witness in a discrimination or harassment  
4 complaint and as a result was denied hire or promotion, reprimanded, denied equal  
5 pay, suspended, demoted, asked impermissible non-job-related questions, denied a  
6 work environment free of discrimination and/or retaliation, denied any employment  
7 benefit or privilege, denied reasonable accommodation for a disability, denied or  
8 forced to transfer.

9           **Additional Complaint Details:** Respondent subjected Claimant to  
10 discrimination/harassment/retaliation on the aforementioned bases and in retaliation  
11 for Claimant's opposition to discrimination/harassment/retaliation. Respondent  
12 removed Claimant from his post, reduced his schedule, transferred, failed to  
13 promote, failed to increase pay, decreased pay, demoted, suspended, failed to  
14 provide seating, subjected Claimant to an unsafe work environment, suspended,  
15 threatened to terminate, and subjected Claimant to a hostile work environment.  
16 Respondent subjected Claimant to a hostile work environment on the bases of his  
17 race/color/national origin/ancestry and disability/perceived disability/request for  
18 accommodation through slurs, exclusion, insults, physical intimidation, exclusion,  
19 and retaliation.

20           Defendant G4S Secure Solutions employed Plaintiff as a security guard in Los  
21 Angeles from in or around September, 2017, to Summer, 2018. Plaintiff is not  
22 currently employed by Defendant.

23           During Plaintiff's (African-American) employment, in a continuing  
24 violation from December, 2017, to Summer, 2018, Defendant's management and  
25 employees, including Plaintiff's supervisor, created a hostile work environment by  
26 making racial slurs to Plaintiff (including without limitation that Plaintiff should instead  
27 work as a "basketball player" and go back to "Ethiopia"), harassing physical  
28 conduct including without limitation pointing a finger in Plaintiff's face, and other  
actions to exclude Plaintiff such as removing Plaintiff's lunch from his desk and not  
allowing him to sit down at all during his job. Defendant did not engage in such  
conduct toward similarly situated employees who, based on Plaintiff's knowledge  
and on information and belief, were not African American.

29           Following Plaintiff's complaints about the harassment, Defendant required Plaintiff to  
30 stand in his position in violation of California's suitable seating laws despite  
31 previously allowing Plaintiff to sit in his position from September, 2017 to June 26,  
32 2018. As a result, Plaintiff developed a disability of excruciating physical pain which

1 interfered with his ability to work and engage in other physical actions beginning  
2 June 26, 2018.

3 As a result of Plaintiff's disability, Plaintiff requested reasonable  
4 accommodation including without limitation the opportunity to sit during parts of his  
job from June 26, 2018, through the remainder of his employment in Summer, 2018.

5 Defendants failed to engage in any interactive process to determine what  
6 accommodations known or should be known to the employer nor did Defendant  
7 accommodate Plaintiff's request for a seat nor provide any other reasonable  
accommodation in a continuing violation from June 26, 2018 through the remainder  
of his employment in Summer, 2018.

8 Plaintiff complained to Defendant's management about racial  
9 discrimination/harassment, disability discrimination/failure to accommodate, violation  
10 of California's suitable seating laws, and an unsafe work environment in or around  
June-July, 2018.

11 Within close time proximity (less than three months) following Plaintiff's complaints in  
12 or around June-July, 2018, Defendant's management, with knowledge of Plaintiff's  
complaints, required he stand at his post, removed Plaintiff from his post, suspended  
13 Plaintiff, wouldn't allow Plaintiff to return to work, demoted Plaintiff, reduced  
14 Plaintiff's schedule, reduced Plaintiff's compensation, and failed to provide Plaintiff a  
raise he was qualified for and otherwise would have earned beginning on June 26,  
2018 and continuing through the remainder of employment.

16 Defendants did not engage in such conduct toward similarly situated employees  
17 who, based on Plaintiff's knowledge and on information and belief, were not African  
American, disabled or regarded as disabled, or who had not complained about  
18 violations of the law or who had not requested a reasonable accommodation.

19 Defendants failed to conduct an adequate investigation into Plaintiff's  
complaints. Defendants actions constitute harassment/discrimination/retaliation on  
20 the bases of race/ancestry/color/national origin/disability, opposition to  
harassment/discrimination/retaliation, request/exercise of reasonable  
21 accommodation, and opposition to/disclosure of/refusal to perform violations of the  
law and workplace safety violations.

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1 VERIFICATION

2 I, **Michael Freiman, Esq.**, am the **Attorney** in the above-entitled complaint. I have  
3 read the foregoing complaint and know the contents thereof. The matters alleged are  
4 based on information and belief, which I believe to be true.

5 On June 25, 2019, I declare under penalty of perjury under the laws of the State of  
6 California that the foregoing is true and correct.

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Los Angeles, CA